

CITY OF MILWAUKEE

Form CA-43

GRANT F. LANGLEY
City Attorney

RUDOLPH M. KONRAD
PATRICK B. McDONNELL
LINDA ULISS BURKE
Deputy City Attorneys



OFFICE OF CITY ATTORNEY

800 CITY HALL
200 EAST WELLS STREET
MILWAUKEE, WISCONSIN 53202-3551
TELEPHONE (414) 286-2601
TDD (414) 286-2025
FAX (414) 286-8550

January 2, 2004

To the Honorable Common Council
of the City of Milwaukee
Room 205 - City Hall

Re: Communication from Attorney Laurie Eggert, Eggert & Cermele, S.C.
for legal fees for Police Officer Thomas Obregon
C.I. File No. 02-S-263; ELO No. 1769

Dear Council Members:

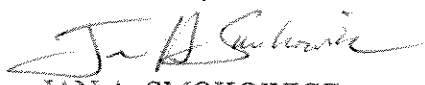
Returned herewith is a document filed by Attorney Laurie A. Eggert for attorney's fees for representing Police Officer Thomas Obregon. The claim is in the amount of \$2,056.05, including \$43.05 in disbursements for 18.30 hours of service billed at the rate of \$110.00 per hour. We ask that this matter be introduced and referred to the Committee on Judiciary & Legislation.

We have reviewed this claim and advise that in our opinion, the time spent was reasonable. Legal representation was occasioned by the filing of a citizen's complaint against the officer with the Fire and Police Commission. The complaint was dismissed by the Commission.

As we have advised you under similar circumstances in the past, the Common Council has discretion to reject this claim or to pay it in whole or in part. Sec. 895.35, Stats., Bablitch and Bablitch v. Lincoln County, 82 Wis. 2d 574 (1978).

Very truly yours,


GRANT F. LANGLEY
City Attorney


JAN A. SMOKOWICZ
Assistant City Attorney
JAS:enm

Enc.
2295

BEVERLY A. TEMPLE
THOMAS O. GARTNER
BRUCE D. SCHRIMPF
ROXANE L. CRAWFORD
SUSAN D. BICKERT
HAZEL MOSLEY
HARRY A. STEIN
STUART S. MUKAMAL
THOMAS J. BEAMISH
MAURITA F. HOUREN
JOHN J. HEINEN
MICHAEL G. TOBIN
DAVID J. STANOSZ
SUSAN E. LAPPEN
JAN A. SMOKOWICZ
PATRICIA A. FRICKER
HEIDI WICK SPOERL
KURT A. BEHLING
GREGG C. HAGOPIAN
ELLEN H. TANGEN
MELANIE R. SWANK
JAY A. UNORA
DONALD L. SCHRIEFER
EDWARD M. EHRlich
LEONARD A. TOKUS
MIRIAM R. HORWITZ
MARYNELL REGAN
G. O'SULLIVAN-CROWLEY
DAWN M. BOLAND
KATHRYN M. ZALEWSKI

Assistant City Attorneys

EGGERT & CERMELE, S.C.

Attorneys at Law

Laurie A. Eggert
Jonathan Cermele

1840 North Farwell Avenue
Suite 303
Milwaukee, Wisconsin 53202
(414) 276-8750
FAX (414) 276-8906

August 1, 2002

Mr. Ronald D. Leonhardt
Milwaukee City Clerk
800 City Hall
200 East Wells Street
Milwaukee, WI 53202

**RE: Citizen Complaint of Mr. Clement Smith
Against PO Thomas Obregon
Complaint No.: 98-80
Date of Incident: November 8, 1998
EC No.: 1769**

CITY OF MILWAUKEE
RECEIVED
2002 AUG -5 PM 3:49
OFFICE OF
CITY ATTORNEY

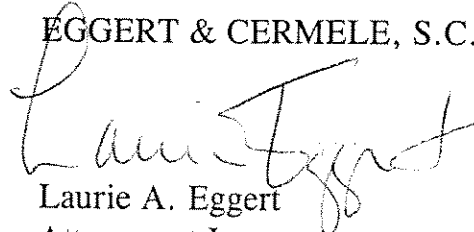
Dear Mr. Leonhardt:

The above-named police officer has retained us to represent him in connection with the above-referenced matter.

Consistent with its policy, the City Attorney's Office has refused to represent him, and as he was performing the duties of his office at the time of the events giving rise to the incident, the claim is hereby made on his behalf for the indicated legal fees. This incident involved the investigation of a drug house. The Fire and Police Commission dismissed the complaint. Attached is a copy of the dismissal notice and an itemization of the time and services rendered.

Sincerely,

EGGERT & CERMELE, S.C.


Laurie A. Eggert
Attorney at Law

CITY OF MILWAUKEE
2002 AUG -5 AM 11:44
RONALD D. LEONHARDT
CITY CLERK

1/21/04
~~FF~~
O.K.
JHS
Letter 2295

JC/LAE/ldl
OBREGON CC

EGGERT & CERMELE, S.C.*Attorneys at Law*Laurie A. Eggert
Jonathan Cermele1840 North Farwell Avenue
Suite 303
Milwaukee, Wisconsin 53202
(414) 276-8750
FAX (414) 276-8906

August 1, 2002

Mr. Ronald Leonhardt
Milwaukee City Clerk
City Hall
200 East Wells Street
Milwaukee WI 53202RE: Citizen Complaint of Mr. Clement Smith
Against PO Thomas Obregon
FPC No: 98-80
Date of Incident: November 8, 1998
Location of Incident: 2423 North 33rd Street

Professional services

	<u>Hours</u>
01/08/99 Telephone call from client; review of FAX from client; telephone call to FPC; correspondence to FPC; open file.	0.80
01/11/99 Telephone call from FPC.	0.40
01/15/99 Review of correspondence from FPC.	0.20
01/20/99 Review of correspondence from FPC.	0.10
05/11/99 Telephone call from FPC.	0.10
05/12/99 Telephone calls to FPC (2); telephone call to client.	0.20
05/13/99 Telephone call from FPC; review FAX from FPC.	0.20
05/17/99 Review of correspondence from FPC.	0.10
08/17/99 Review of file; correspondence to MPD Open Records and Department of Justice.	0.60

	<u>Hours</u>
09/08/99 Review of correspondence from Department of Justice.	0.40
09/09/99 FAX to FPC.	0.20
09/22/99 Review of correspondence; correspondence to client.	0.30
11/01/99 Telephone call from FPC; correspondence to client.	0.20
11/02/99 Telephone call from FPC; correspondence to client;	0.20
11/04/99 Review of correspondence from FPC; correspondence to client.	0.30
11/15/99 Review arrest and detention records and closed criminal file; correspondence to client.	1.20
12/20/99 Telephone call to and from client; review complaint.	0.40
12/21/99 Preparation for and appearance at conciliation; conference with client; conference with opposing counsel; travel.	1.80
01/13/00 Review of correspondence from FPC.	0.10
01/26/00 Review of file; review MPD Personnel request for records re: all prior IAD investigations; correspondence to client.	1.10
02/14/00 Intra-office conference; telephone call to and from FPC.	0.20
Telephone call from Fronk.	0.10
03/14/00 Telephone call to FPC.	0.10
04/11/00 Review of correspondence from FPC; correspondence to client.	0.30
05/03/00 Review of file; office conference with client; draft witness and exhibit list.	2.40

	<u>Hours</u>
05/05/00 Several telephone calls to and from FPC; revise witness and exhibit list.	0.60
05/18/00 Telephone call to FPC.	0.40
06/01/00 Review of file; telephone call to FPC.	0.20
06/02/00 Telephone call to FPC.	0.10
10/05/00 Telephone call from FPC.	0.10
10/12/00 Telephone call to FPC.	0.20
11/14/00 Telephone call from FPC; correspondence to client.	0.40
02/06/01 Telephone call from FPC.	0.10
02/21/01 Telephone call from FPC.	0.40
02/22/01 Review of correspondence from Atty. Eisenberg.	0.20
03/30/01 Telephone call to FPC; correspondence to client; telephone call to witness.	0.40
08/28/01 Telephone call from FPC.	0.30
11/19/01 Review of correspondence from FPC; correspondence to FPC.	0.40
12/14/01 Telephone call from client regarding PI-21; telephone call to IAD.	0.30
02/05/02 Review of correspondence from FPC; correspondence to client.	0.40
04/18/02 Review of file; Fax to FPC.	0.30

Mr. Ronald Leonhardt

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	<u>Hours</u>	
05/01/02 Review of correspondence from Atty. Eisenberg.	0.20	
06/04/02 Review of correspondence from FPC; correspondence to client.	0.60	
06/19/02 Brief meeting with client regarding dismissal; close file.	0.50	
Brief meeting with client regarding status.	0.20	
		<u>Amount</u>
For professional services rendered	18.30	\$2,013.00
Additional charges:		
02/26/99 MPD Open Records request		2.30
08/17/99 Department of Justice		13.00
11/15/99 MPD Open Records request		22.75
12/21/99 Parking		5.00
Total costs		<u>\$43.05</u>
Total amount of this bill		<u>\$2,056.05</u>
Balance due		<u><u>\$2,056.05</u></u>

(Rate: \$110.00 per hour)

RECEIVED

MAY 31 2002

MILWAUKEE, S.C.

BOARD OF
FIRE AND POLICE COMMISSIONERS : CITY OF MILWAUKEE : COUNTY OF MILWAUKEE

In Re:
THE CHARGES OF CLEMENT SMITH
AGAINST POLICE OFFICER THOMAS OBREGON

ORDER OF DISMISSAL

To Officer Thomas Obregon:

It is hereby ordered that the Complaint of Clement Smith, Complaint No. 98-80, filed with the
Board on November 17, 1998, is dismissed due to the Complainant's passivity, by the

MILWAUKEE BOARD OF
FIRE AND POLICE
COMMISSIONERS

WOODY WELCH,
CHAIRMAN

BY:


JOSEPH J. CZARNECKI
EXECUTIVE DIRECTOR

DATED AT MILWAUKEE, WISCONSIN, MAY 30, 2002.

c: / Attorney Jonathan Cermele

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

SEPTEMBER 13, 2002

TO: P.O. THOMAS OBREGON
DISTRICT TWO

RE: Receipt of Legal Services from Law Firm of
Attorney

Attorney LAURIE EGGERT has made a claim with the City, indicating the attached was provided with legal services arising out of one of the following situations:

- 1) An incident occurring on NOVEMBER 8, 1998
- 2) A citizen's complaint made by CLEMENT SMITH
- 3) A police shooting incident occurring on N/A

Is this information correct?

YES ☒ NO ☐

Did you receive legal representation
in this matter?

YES ☒ NO ☐

Your signature: _____

Print your name: _____

Thomas Obregon
THOMAS OBREGON

Upon completion, please return this memorandum to the Internal Affairs Division at the Police Academy (Room 325) as soon as possible.

RECEIVED

02 SEP 23 AM 11:23

MILWAUKEE POLICE
INTERNAL AFFAIRS
DIVISION

Steven M. Settingsgaard
STEVEN M. SETTINGSGAARD
POLICE COMMANDER
Internal Affairs Division

SMS:kjs